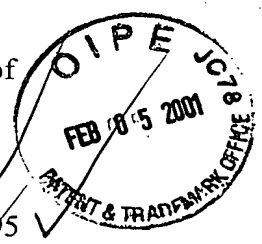


GAU 2811
#28 Response
JOKW
2/9/01

Docket No.: 0756-1441

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)
Shunpei YAMAZAKI)
Serial No.: 08/558,544)
Filed: November 16, 1995)
For: DEVICE FOR READING AN IMAGE)
HAVING A COMMON SEMICONDUCTOR)
LAYER)



) Art Unit: 2811
) Examiner: W. Mintel

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on 2-1-01

RESPONSE

Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Office Action of November 3, 2000, the following response is respectfully submitted in connection with the above-identified application.

RESPONSE

Applicant wishes to thank the Examiner for the consideration given the present application. Claims 1-40 are currently pending in the present application, and, for the reasons set forth below, are believed to be in proper condition for allowance.

The Office Action rejects claims 1-40 based upon a defective declaration under 35 U.S.C. §251. In response thereto and in accordance with 37 C.F.R. §1.75(b)(1), Applicant files concurrently herewith a Supplemental Oath/Declaration in order to place the application in condition for allowance.

Therefore, in view of the foregoing, it is respectfully requested that the present application be considered in formal condition for allowance, that claims 1-40 be allowed and that the application be passed to issue. Should the Examiner believe a conference would be of benefit in expediting the prosecution of the instant application, he is hereby invited to telephone council to arrange such a conference.

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The Commissioner is hereby authorized to charge any deficiencies in fees or to credit any overpayments to counsel's Deposit Account No. 19-2380.

Respectfully submitted,

NIXON PEABODY LLP



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EJR/TAV/wks